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**THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA**

DOUG SPINDLER and MAKESHA
SATTERWHITE, individually and on behalf
of all others similarly situated,

Plaintiffs,

vs.

GENERAL MOTORS LLC,

Defendant.

Case No. 3:21-cv-09311-WHO

**JOINT STIPULATION AND
[PROPOSED] ORDER TO MODIFY
BRIEFING SCHEDULE FOR
DEFENDANT'S MOTION TO DISMISS**

1 Pursuant to Local Rules 6-1 and 6-2, Doug Spindler and Makesha Satterwhite
2 (“Plaintiffs”), and General Motors LLC (“Defendant,” or “GM”), by and through their
3 undersigned counsel, hereby stipulate to modify the briefing schedule related to Defendant’s
4 Motion to Dismiss (Dkt. No. 45), such that Plaintiffs’ opposition to the Motion shall be due on
5 July 1, 2022, and Defendant’s reply shall be due on July 15, 2022. In support of this stipulation,
6 the Parties state as follows:

7 1. On May 11, 2022, the Court entered an Order granting in part and denying in part
8 GM’s motion to dismiss the Complaint, Dkt. No. 1, with leave to amend Plaintiff Satterwhite’s
9 dismissed claims under breach of express warranty and the Song-Beverly Consumer Warranty
10 Act. Dkt. No. 43.

11 2. On May 20, 2022, Plaintiffs filed an Amended Complaint consistent with the
12 Court’s Order permitting amendment with respect to Plaintiff Satterwhite’s dismissed claims.
13 Dkt. No. 44.

14 3. On June 3, 2022, GM filed a Motion to Dismiss the Amended Complaint. Dkt. No.
15 45.

16 4. Under the Local Rules, Plaintiffs’ response to the Motion is due on June 17, 2022,
17 and GM’s Reply is due on June 24, 2022. The Motion Hearing is set for July 20, 2022 at 2:00
18 p.m. Dkt. No. 45.

19 5. Due to planned family vacations, the Fourth of July holiday, and upcoming
20 commitments in other pending cases, the parties agreed to, an additional two weeks to prepare
21 and file the remaining briefing on Defendant’s Motion. This request will not affect the Motion
22 hearing date or any other case deadlines.

23 6. The Parties therefore respectfully request that this Court extend the deadline for
24 Plaintiff’s response to the Motion from June 17, 2022, to July 1, 2022, and for GM’s reply from
25 June 24, 2022, to July 15, 2022.
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Dated: June 7, 2022

By: /s/ Raina C. Borrelli

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SIGNATURE ATTESTATION

Pursuant to Local Rule 5-1(i), I hereby attest that concurrence in the filing of this document has been obtained from each of the other Signatories.

Dated: June 7, 2022

/s/ Raina C. Borrelli

Raina C. Borrelli

1 **PURSUANT TO STIPULATION, IT IS SO ORDERED**

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6 Dated: June 8, 2022

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Hon. William H. Orrick
8 United States District Court Judge
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